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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/608250
	Filing Date	06/27/2003
	First Named Inventor	Ferree
	Art Unit	3738
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	SP110.1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jerrold J. Litzinger
Signature	
Date	February 10, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Jerrold J. Litzinger		
Signature		Date	February 10, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : FERREE :

Serial No.: 10/608,250 :

Group Art Unit: 3738

Filing Date: June 27, 2003 :

Examiner: Unknown

For: FUSION AND
ARTHROPLASTY
DEVICES CONFIGURED
TO RECEIVE BONE
GROWTH PROMOTING
SUBSTANCES :

Paper No.: 4

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In order to comply with the duty of candor and good faith which is imposed by Rule 56 (CFR 1.56), the references which are listed on the attached form PTO-1449 are called to the attention of the U.S. Patent and Trademark Office with regard to the above identified application. No representation is made that a prior art search has been conducted, that the cited references are pertinent to the claimed subject matter, that the cited references represent the only prior art or that the cited references represent the best prior art.

While it is believed that no fee is due with this submission, please charge any fee which may be due to Deposit Account No. 12-1677.

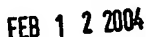
Applicant herewith submits a listing of the references cited on the attached form PTO-1449.

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Respectfully submitted,

Jerold J. Litzinger
Jerold J. Litzinger
Attorney for Applicant
Reg. No. 29,402

Jerold J. LITZINGER
Person Signing Certificate
Jerold J. Litzinger
Signature of Person Signing
Certificate
February 10, 2004
Date of Signature



Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449/PTO

(Use as many sheets as necessary)

Sheet	1	of	1
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Complete if Known

Application Number	10/608250
Filing Date	06/27/2003
First Named Inventor	Ferree
Art Unit	3738
Examiner Name	
Attorney Docket Number	SP110.1

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						T ⁶
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
		DE 3704089 A1	08/25/1988	Fahrer		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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